

871-36

**TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. 371**

U.S. Application No. (If known, see 37 C.F.R. 1.5)
08/817438
(To Be Assigned)

International Application No.

PCT/FR95/01338

International Filing Date

12 October 1995

Priority Date Claimed

12 October 1994

Title of Invention

SYSTEM FOR DISTRIBUTING AND SELECTING AUDIO AND VIDEO INFORMATION AND METHOD IMPLEMENTED BY SAID SYSTEM

Applicant(s) For DO/EO/US

NATHAN et al

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☒ This is an express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).
4. ☒ A proper Demand for International preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. A copy of the International Application as filed (35 U.S.C. 371(c)(2)).
 - a. ☒ is transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☐ has been transmitted by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☒ A translation of the International Application into English (35 U.S.C. 371 (c)(2)).
7. Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)).
 - a. ☒ are transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☒ have been transmitted by the International Bureau
 - c. ☒ have not been made; however, the time limit for making such amendments has **NOT** expired.
 - d. ☒ have not been made and will not be made.
8. ☐ A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☐ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. ☐ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).
11. The above checked items are being transmitted:
 - a. ☐ before the 18th month publication.
 - b. ☐ after publication and the Article 20 communication but before 20 months from the priority date.
 - c. ☐ after 20 months.
 - d. ☒ by 30 months and a proper demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
 - e. ☐ after 30 months.

Note: Petition to revive (37 CFR 1.137(a) or (b)) is necessary if 35 U.S.C. 371 requirements submitted (1) after 20 months and no proper demand for International Preliminary Examination was made by 19 months from the earliest claimed priority date, or (2) after 30 months and a proper demand for International preliminary Examination was made by 19 months from the earliest claimed priority date.
12. At the time of transmittal, the time limit for amending claims under Article 19
 - a. ☐ has expired and no amendments were made.
 - b. ☐ has not yet expired.
13. ☐ Certain requirements under 35 U.S.C. 371 were previously submitted by the applicant on _____, namely:

Items 14. to 19. below concern other document(s) or information included:

14. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
15. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
16. ☒ A **FIRST** preliminary amendment.
17. ☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
18. ☐ A substitute specification.
19. ☐ A change of power of attorney and/or address letter.

19. [☒] Other items or information:

International Search Report, Verification of the Translation

20. [☒] The following fees are submitted:**BASIC NATIONAL FEE (37 CFR 1.492(a)(1)-(5)):**

- Search Report has been prepared by the EPO or JPO \$910.00
- International preliminary examination fee paid to USPTO (37 CFR 1.492)..... \$700.00
- No international preliminary examination fee paid to USPTO (37 CFR 1.492) but international search fee paid to USPTO (37 CFR 1.445 (a)(2))..... \$770.00
- Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO \$1,040.00
- International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provision of PCT Article 33(1) to (4) \$96.00

CALCULATIONS PTO USE ONLY

ENTER APPROPRIATE BASIC FEE AMOUNT =

\$ 910.00

Surcharge of \$130.00 for furnishing the National fee or oath or declaration later than

[] 20 [☒] 30 mos. from the earliest claimed priority date (37 CFR 1.492(e)).

\$ 130.00

CLAIMS

NUMBER FILED

NUMBER EXTRA

RATE

Total Claims 10 - 20 = 0 X \$ 22.00

\$ 0.00

Independent Claims 2 - 3 = 0 X \$ 80.00

\$ 0.00

Multiple Dependent Claim(s) (if applicable) + \$260.00

\$

TOTAL OF ABOVE CALCULATIONS =

\$ 1,040.00

Reduction by 1/2 for filing by small entity, if applicable. Affidavit must be filed also.

(Note: 37 CFR 1.9, 1.27, 1.28).

\$

SUBTOTAL =

\$ 1,040.00

Processing fee of \$130.00, for furnishing the English Translation later than

[] 20 [] 30 mos. from the earliest claimed priority date (37 CFR 1.492(f)).

\$

TOTAL NATIONAL FEE =

\$ 1,040.00

Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +

\$

Fee for Petition to Revive Unintentionally Abandoned Application (\$1,290 -- Small Entity Fee = \$645)

\$

TOTAL FEES ENCLOSED =

\$ 1,040.00

Amount to be refunded

\$

Charged

\$

a. [☒] A check in the amount of.....\$ 1,040.00 to cover the above fees is enclosed.

b. [] Please charge my Deposit Account No. 14-1140 in the amount of \$ to cover the above fees. A duplicate copy of this form is enclosed.

c. [☒] The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 14-1140. A duplicate copy of this form is enclosed.

SEND ALL CORRESPONDENCE TO:

NIXON & VANDERHYE P.C.
1100 North Glebe Road, 8th Floor
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Telephone: 703-816-4000

Signature

Larry S. Nixon

Name

25,640

Registration Number

April 11, 1997

Date

VERIFICATION OF TRANSLATION

I, Elizabeth Crabbs, a translator with Chillson Translating Service, 3326 Brantly Road, Glenwood, Maryland 21738, hereby declare as follows:

That I am familiar with the French and English languages;

That I am capable of translating from French to English;

That the translation attached hereto is a true and accurate translation of French PCT/FR95/01338 titled,
"System for distributing and selecting audio and video information and method implemented by said system;"

That all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true;

And further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any registration resulting therefrom.

By 

Executed this 8 day of April 1997.

Witness 

International Application published under the Patent Cooperation Treaty (PCT)

International patent classification⁶: G07F 17/30, G11B 27/00

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PCT/FR94/01185 October 12, 1994 WO

(34) Countries for which the regional or international application has been filed AT etc.

Claimant (for all designated countries but the US): Technical Maintenance Corp. [US/US]: Suite 107, 1800 East Sahara, Las Vegas, NV 89104 (US)

Inventors; and

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Representative: DEBAY, Yves; Debay Law Offices, 122, Elysee 2, F-78170 La Celle-Saint-Cloud (FR)

Designated states: CA, JP US, European patent (AT, BE, CH, DE, DK, ES, FR, GB, GR, IE, IT, LU, MC, NL, PT, SE)

Published

With international search report

Before expiration of the deadline provided for amending the claims, will be published if these amendments are received.